



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

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*86 Chambers Street, 3rd floor  
New York, New York 10007*

November 13, 2014

**BY ECF**

The Honorable John G. Koeltl  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, New York 10007

Re: *Julio Montano v. C. Enwereuzor*, No. 14 Civ. 1345 (JGK)

Dear Judge Koeltl:

I write respectfully regarding the above-referenced *Bivens* action. On September 23, 2014, this Office requested, and the Court granted, an adjournment until November 14, 2014, for the defendant to answer or otherwise respond to the Complaint. This Office sought the adjournment because defendant had requested representation by this Office, but his request had not yet been decided. On October 29, 2014, defendant's representation request was granted.

Unfortunately, in the process of preparing a response in advance of tomorrow's deadline, we have just discovered that we still need additional information in order to fully and properly respond the complaint. Accordingly, we respectfully request that the Court adjourn the November 13, 2014 deadline until November 26, 2014. This Office is aware that the Court requires requests for adjournments to be made 48 hours prior to the scheduled deadline and we sincerely apologize for the late notice.

This is the third request by this Office for an extension of time in this matter, but the first such request since we have been authorized to represent the defendant. We have not consulted the plaintiff, who is appearing *pro se*, regarding whether he consents to this request.

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Thank you for your consideration of this request.

Respectfully submitted,

PREET BHARARA  
United States Attorney

By: /s/ Jacob M. Bergman  
JACOB M. BERGMAN  
Assistant United States Attorney  
86 Chambers Street, 3<sup>rd</sup> Floor  
New York, NY 10007  
Tel.: (212) 637-2776  
Fax: (212) 637-2686  
jacob.bergman@usdoj.gov

cc (*via U.S. mail*):

Mr. Julio Montano  
901 Woodycrest Avenue  
Apt B1  
Bronx, NY 10451